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Attorneys for Defendants

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

In re TRIPATH TECHNOLOGY, INC.,
Debtor.

RICHARD C. HERMERDING, as
Disbursing Agent of the Post-Effective
Date Estate of Tripath Technology, Inc.,

Plaintiff.

vs.

ADAYA S. TRIPATHI, A.K. ACHARYA,
Y.S. FU, AKIFUMI GOTO AND ANDY
JASUJA,

Defendants.

Case No. 07-50358 CN

Chapter 11

Adversary Proceeding No. 09-5004

**JOINT TELEPHONIC CASE
MANAGEMENT CONFERENCE
STATEMENT**

Date: June 7, 2011

Time: 2:00 p.m.

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JOINT TELEPHONIC CASE MANAGEMENT CONFERENCE STATEMENT
MASTER CASE NO. 07-50358 (MM); ADVERSARY NO. 09-5004

1 The parties submit this Joint Case Management Statement.

2 **A. Case Status**

3 On May 13, 2011, the Court denied defendants' Motion For Summary Judgment. Now
4 that all pre-trial adjudicatory matters have concluded, the parties will file a Joint Motion For
5 Determination Of Right To Jury Trial before the June 7, 2011 Case Management Conference.
6 Since plaintiff made a demand for trial by a jury in his initial complaint as did defendants in their
7 answer, the parties have reserved their right of a trial before a jury. As soon as the Court grants
8 the motion, the parties will file a motion to withdraw the reference to allow trial by jury in the
9 District Court.

10 **B. Discovery**

11 Fact and expert discovery has now concluded.

12 **C. Settlement Discussions**

13 Following the Court's summary judgment ruling, the parties have renewed settlement
14 discussions with the office of the Honorable Daniel Weinstein (Ret.) of JAMS.

15 Respectfully submitted,

16 Dated: May 31, 2011

DLA PIPER LLP (US)

18 By: /s/ David Priebe
David Priebe

19 Attorneys for Defendants Adaya S. Tripathi,
20 A.K. Acharya, Y.S. Fu, Akifumi Goto, and
21 Andy Jasuja

22 DATED: May 31, 2011

PEARSON, SIMON, WARSHAW & PENNY, LLP

24 By: 

GEORGE S. TREVOR

and

JIGARJIAN LAW OFFICE

25 Attorneys for Plaintiff Richard C. Hermerding, as
26 Disbursing Agent of Tripath Technology, Inc.'s Post-
27 Effective Date Estate
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MASTER CASE NO. 07-50358 (MM); ADVERSARY NO. 09-5004